

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

DENNIS THOMAS,

No. 2:21-CV-1638-DJC-DMC-P

Plaintiff,

ORDER

HERNANDEZ, et al.,

Defendants.

Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. Pending before the Court is Plaintiff's motion to disqualify defense counsel. See ECF No. 50. Defendants have filed an opposition. See ECF No. 52.

In his motion, Plaintiff argues that the California Attorney General’s Office, which represents Defendants in this matter, must be disqualified due to a conflict of interest. See ECF No. 50. According to Plaintiff, a conflict exists because the California Attorney General “has prosecutorial powers over the California Department of Corrections and Rehabilitation and all of its employees” and “cannot represent any such defendants in a civil matter.” Id. at 1. The Court agrees with Defendants that Plaintiff’s motion should be denied because: (1) Plaintiff has not provided any evidence of an actual conflict; and (2) Plaintiff has not cited to any authority which bars the California Attorney General’s Office representing employees of the California Department of Corrections and Rehabilitation in civil actions in federal court.

1 Accordingly, IT IS HEREBY ORDERED that Plaintiff's motion to disqualify
2 defense counsel, ECF No. 50, is DENIED.

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4 Dated: July 2, 2025


5 DENNIS M. COTA
6 UNITED STATES MAGISTRATE JUDGE
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